

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

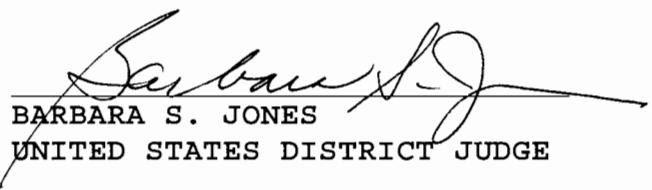
-----x  
PROCAPUI-Productores de Camaroes :  
de Icapui Ltda., :

Plaintiff, :  
v. : 07-CV-6627 (BSJ)  
: :  
G.F. HIGGINS, INC., et. al, :  
: :  
Defendants. :  
-----x

**BARBARA S. JONES**  
**UNITED STATES DISTRICT JUDGE**

The parties have agreed to mediate the disputes before the Court. In that light, Defendants have withdrawn their pending motions, docket entries #72 and #123, with leave to re-file upon the conclusion of mediation. In the event that Defendants choose to re-file these motions, they will be deemed filed, for the purposes of Fed.R.Civ.P. 12, on their original filing dates of April 16, 2008 and September 30, 2008, respectively.

**SO ORDERED:**

  
\_\_\_\_\_  
**BARBARA S. JONES**  
**UNITED STATES DISTRICT JUDGE**

Dated: New York, New York  
March 13, 2009

